

COPY OF PAPERS
ORIGINALLY FILED

RECEIVED

FEB 08 2002

Page 1 of 2

ALM
AWT

UNITED STATES PATENT AND TRADEMARK OFFICE

TECH CENTER 1600/2300

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/803,589	03/09/2001	1632	1016	07334-325001	18	37	2

CONFIRMATION NO. 6829

RECEIVED

FILING RECEIPT



OC000000006784960

SEP 28 2001

FISH & RICHARDSON, P.C.
BOSTON OFFICE

ANITA L. MEIKLEJOHN, PH.D.
Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804

Date Mailed: 09/25/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Sean A. McCarthy, Residence Not Provided;
Douglas A. Holtzman, Residence Not Provided;
Andrew D.J. Goodearl, Residence Not Provided;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 09/128,709 08/04/1998
WHICH CLAIMS BENEFIT OF 60/054,645 08/04/1997

THIS APPLICATION 09/803,589
IS A CIP OF 09/130,491 08/06/1998
WHICH CLAIMS BENEFIT OF 60/054,966 08/06/1997
AND CLAIMS BENEFIT OF 60/058,108 09/05/1997

THIS APPLICATION 09/803,589
IS A CIP OF 09/388,280 09/01/1999
AND A DIV OF 09/130,491 08/06/1998

WHICH IS AND A DIV OF 09/130,491 08/06/1998
WHICH CLAIMS BENEFIT OF 60/054,966 08/06/1997
AND CLAIMS BENEFIT OF 60/058,108 09/05/1997

THIS APPLICATION 09/803,589
IS A CIP OF 09/388,279 09/02/1999 ABN* 09/01/1999
AND A DIV OF 09/130,491 08/06/1998

WHICH IS AND A DIV OF 09/130,491 08/06/1998
WHICH CLAIMS BENEFIT OF 60/054,966 08/06/1997
AND CLAIMS BENEFIT OF 60/058,108 09/05/1997

(*) Data inconsistent with PTO records.

DOCKETED BY PRACTICE SYSTEMS	
Action Code	Cor. OFR
Base Date	9/25/01
Due Date	10/25/01
Deadline	
Initials	PEC On

Foreign Applications

Docketed By: [blank]
Due Date: [blank]
Deadline: [blank]
Initials: [blank]

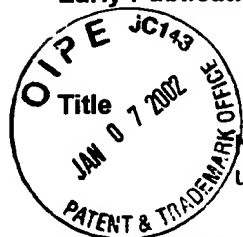
If Required, Foreign Filing License Granted 07/13/2001

Projected Publication Date : To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

COPY OF PAPERS
ORIGINALLY FILED



Novel genes encoding proteins having prognostic, diagnostic, preventive, therapeutic and other uses

Preliminary Class

800

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

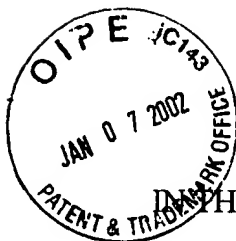
The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



COPIES OF PAPERS
ORIGINALLY FILED

Attorney's Docket No.: 0733-325001 / MPI2000-542OMNI

Receipt

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Sean A. McCarthy et al. Art Unit :
Serial No. : 09/803,589 Examiner :
Filed : March 9, 2001
Title : NOVEL GENES ENCODING PROTEINS HAVING PROGNOSTIC,
DIAGNOSTIC, PREVENTIVE, THERAPEUTIC AND OTHER USES

Commissioner for Patents
Washington, D.C. 20231

TECH CENTER 1600/2900

FEB 08 2002

RECEIVED

REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

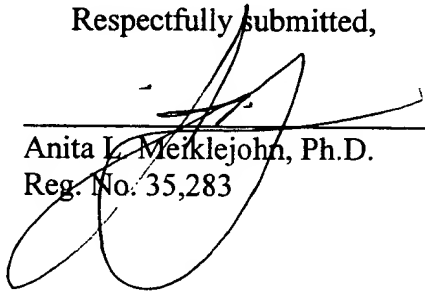
Please correct the Filing Receipt for the above-referenced application, as the Domestic Priority data is incorrect.

Please supply a corrected Filing Receipt to the undersigned with respect to this application. A copy of the original Filing Receipt showing the desired changes in red ink is attached for your convenience.

No fee is believed to be due. If, however, there are any charges or credits, please apply them to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 24 OCT 01


Anita L. Merklejohn, Ph.D.
Reg. No. 35,283

Fish & Richardson P.C.
225 Franklin Street
Boston, Massachusetts 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906
20334257.doc

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

10-24-01
Date of Deposit

Karen Lacerda
Signature

Karen Lacerda
Typed or Printed Name of Person Signing Certificate



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/803,589	03/09/2001	Sean A. McCarthy	07334-325001

CONFIRMATION NO. 6829

ANITA L. MEIKLEJOHN, PH.D.
Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804



RECEIVED

FEB 08 2002

Date Mailed: 01/30/2002

TECH CENTER 1600/2900

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Application Filing Date

In response to your request for a corrected Filing Receipt, the Office is unable to comply with your request because:

- ☐ The correct application number appears on the Filing Receipt. Your postcard included an incorrect application number. Please update your records to reflect the application number on the enclosed Filing Receipt. See MPEP 503.
- ☐ If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, a request for a corrected Filing Receipt should be submitted along with a copy of the Express Mail label showing the "date in."
- ☐ A copy of the Express Mail label was not enclosed with your request. Please resubmit.
- ☐ The date on the Express Mail label is the date given on the Filing Receipt.
- ☐ The filing date accorded to the application is the date the application met the filing date requirements of 37 CFR 1.53(b) or (c).
- ☒ Filing date of a parent application cannot be changed by this request. A request for corrected Filing Receipt must be directed to such parent application.
- ☐ Applications submitted under 37 CFR 1.8 are accorded a filing date as of the date the application is received in the U.S. Patent and Trademark Office.
- ☐ The filing date on your return postcard is the same as the date on your Filing Receipt.



A petition under 37 CFR 1.10 or 1.53 is needed to correct the filing date. The petition should be directed to the attention of the Office of Petitions.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

A copy of this notice MUST be returned with the reply.



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY